

# RENUMBERED AGENDA

## CITY COUNTY COUNCIL

### AND THE

## INDIANAPOLIS POLICE, FIRE, AND SOLID WASTE COLLECTION

## SPECIAL SERVICE DISTRICT COUNCILS

October 31, 2005

7:00 P.M.

### VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 585, 2005 (Special Resolution)    **S.R. 76, 2005**    **UVV**    **7:21 P.M.**  
INTRODUCED: 10/31/2005 BY: All Councillors  
REFERRED TO: Committee of the Whole  
DIGEST: remembers Ava Earles

PROPOSAL NO. 586, 2005 (Special Resolution)    **S.R. 77, 2005**    **UVV**    **7:28 P.M.**  
INTRODUCED: 10/31/2005 BY: Councillors Nytes and Keller  
REFERRED TO: Committee of the Whole  
DIGEST: recognizes the Inaugural Massachusetts Avenue and IndyFringe Festival

PROPOSAL NO. 587, 2005 (Special Resolution)    **S.R. 78, 2005**    **UVV**    **7:34 P.M.**  
INTRODUCED: 10/31/2005 BY: Councillors Gray and Talley  
REFERRED TO: Committee of the Whole  
DIGEST: recognizes the 110th Anniversary of The Indianapolis Recorder

PROPOSAL NO. 572, 2005 (Council Resolution)    **C.R. 79, 2005**    **UVV**    **7:39 P.M.**  
INTRODUCED: 10/31/2005 BY: Councillor Talley  
REFERRED TO: Committee of the Whole  
DIGEST: approves a schedule of regular council meetings for the year 2006

PROPOSAL NO. 444, 2005 (Council Resolution)    **C.R. 80, 2005**    **24-0**    **7:40 P.M.**  
INTRODUCED: 08/29/2005 BY: Councillors Gray and Moriarty Adams  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: appoints Raymond Pierce to the Indianapolis-Marion County Forensic Services Board  
COMMITTEE ACTION:  
09/14/2005 Postpone until 10/5/2005 7-0  
10/12/2005 Do Pass 8-0

PROPOSAL NO. 518, 2005 (Council Resolution) **C.R. 81, 2005** **25-0** **7:41 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillors Nytes and Keller  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: appoints Dixie Wiles Ray to the Marion County Community Corrections Advisory Board  
COMMITTEE ACTION:  
10/12/2005 Do Pass 8-0

PROPOSAL NO. 520, 2005 (Council Resolution) **C.R. 82, 2005** **22-0** **7:42 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillor Keller  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: appoints Noel W. Wyatt to the Marion County Community Corrections Advisory Board  
COMMITTEE ACTION:  
10/12/2005 Do Pass 8-0

#### **IX. SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 575, 2005 (Rezoning Ordinance) **R.O. 146, 2005** **UVV** **7:51 P.M.**  
INTRODUCED: 10/31/2005 BY: Councillor Mahern  
REFERRED TO: Committee of the Whole  
DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on October 20, 2005

PROPOSAL NO. 576, 2005 (Rezoning Ordinance) **R.O. 147, 2005** **UVV** **7:51 P.M.**  
INTRODUCED: 10/31/2005 BY: Councillor Mahern  
REFERRED TO: Committee of the Whole  
DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on October 20, 2005

PROPOSAL NO. 577, 2005 (Rezoning Ordinance) **R.O. 148, 2005** **UVV** **7:51 P.M.**  
INTRODUCED: 10/31/2005 BY: Councillor Mahern  
REFERRED TO: Committee of the Whole  
DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on October 20, 2005

PROPOSAL NO. 578, 2005 (Rezoning Ordinance) **R.O. 149, 2005** **UVV** **7:51 P.M.**  
INTRODUCED: 10/31/2005 BY: Councillor Mahern  
REFERRED TO: Committee of the Whole  
DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on October 18, 2005

PROPOSAL NO. 579, 2005 (Rezoning Ordinance) **R.O. 150, 2005** **UVV** **7:51 P.M.**  
INTRODUCED: 10/31/2005 BY: Councillor Mahern  
REFERRED TO: Committee of the Whole  
DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on October 18, 2005

PROPOSAL NO. 580, 2005 (Rezoning Ordinance) **R.O. 151, 2005** **UVV** **7:51 P.M.**  
INTRODUCED: 10/31/2005 BY: Councillor Mahern  
REFERRED TO: Committee of the Whole  
DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on  
October 11, 2005

PROPOSAL NOS. 581-584, 2005 (Rezoning Ordinances) **R.O. 152-155, 2005** **UVV** **7:51 P.M.**  
INTRODUCED: 10/31/2005 BY: Councillor Mahern  
REFERRED TO: Committee of the Whole  
DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on  
October 13, 2005

#### **X. SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 488, 2005 (Fiscal Ordinance) **F.O. 133, 2005** **24-0** **7:53 P.M.**  
INTRODUCED: 09/19/2005 BY: Councillor Conley  
REFERRED TO: Public Works Committee  
DIGEST: approves an increase of \$280,000 in the 2005 Budget of the Department of Public  
Works, Operations Division (Sanitation General Fund), to pay for operations and maintenance  
of the recently constructed and activated flow equalization storage basins at the Belmont and  
Southport Advanced Wastewater Treatment facilities, financed by fund balance  
COMMITTEE ACTION:  
10/20/2005 Do Pass 7-0

PROPOSAL NO. 489, 2005 (Fiscal Ordinance) **F.O. 134, 2005** **27-0** **7:55 P.M.**  
INTRODUCED: 09/19/2005 BY: Councillor Conley  
REFERRED TO: Public Works Committee  
DIGEST: approves an increase of \$120,000 in the 2005 Budget of the Department of Public  
Works, Operations Division (Transportation General Fund), to purchase supplies for the  
remainder of 2005, including anticipated snow and ice removal in November and December,  
financed by funds reimbursed by FEMA for snow emergencies earlier this year that were  
deposited into the fund balance  
COMMITTEE ACTION:  
10/20/2005 Do Pass 8-0

PROPOSAL NO. 490, 2005 (Fiscal Ordinance) **F.O. 135, 2005** **26-2** **8:04 P.M.**  
INTRODUCED: 09/19/2005 BY: Councillor Conley  
REFERRED TO: Public Works Committee  
DIGEST: approves an increase of \$1,500,000 in the 2005 Budget of the Department of Public  
Works, Engineering Division (Stormwater Management Fund), to provide the 25% local share of  
project costs for the Monon-Broad Ripple portion of the Indianapolis North Flood Damage  
Protection project, and to fund other priority drainage projects, financed by fund balance  
COMMITTEE ACTION:  
10/20/2005 Do Pass 8-0

PROPOSAL NO. 517, 2005 (Fiscal Ordinance) **F.O. 136, 2005** **28-0** **8:08 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillor Sanders  
REFERRED TO: Administration and Finance Committee  
DIGEST: approves an increase of \$2,322,513 in the Budget of the Information Services Agency (Information Services Internal Service Fund) to make the financing payment for the purchase of equipment and software needed to implement the JUSTICE.NET project, financed by pass through charges to the Clerk of the Marion County Circuit Court, and to implement an Urban Area Security Initiative grant to establish fiber optic infrastructure, improve cyber security and establish voice redundancy, financed by pass through charges via a US Department of Homeland Security grant to the Emergency Management Planning Division of the Department of Public Safety  
COMMITTEE ACTION:  
10/18/2005 Do Pass 6-0

PROPOSAL NO. 521, 2005 (Fiscal Ordinance) **F.O. 137, 2005** **28-0** **8:23 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillor Moriarty Adams  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: approves an increase of \$60,112 in the 2005 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants Fund), for a delinquency prevention program and for purchase of bullet proof vests, financed by grants from the Indiana Criminal Justice Institute and the US Department of Justice  
COMMITTEE ACTION:  
10/12/2005 Do Pass 8-0

PROPOSAL NO. 523, 2005 (Fiscal Ordinance) **F.O. 138, 2005** **28-0** **8:23 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillors Moriarty Adams and Talley  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: approves an increase of \$51,841 in the 2005 Budget of the Marion County Sheriff's Department (State and Federal Grant Fund) to provide advanced training for courtline and city-county building deputies and to provide sheriff deputies with bullet resistant vests  
COMMITTEE ACTION:  
10/12/2005 Do Pass 6-0

PROPOSAL NO. 524, 2005 (Fiscal Ordinance) **F.O. 139, 2005** **28-0** **8:23 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillor Moriarty Adams  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: approves an increase of \$99,045 in the 2005 Budget of the Marion County Clerk's Office (State and Federal Grants Fund) to fund the Protective Order Pro Bono Project of Greater Indianapolis, Inc., financed by a federal grant from the Indiana Criminal Justice Institute  
COMMITTEE ACTION:  
10/12/2005 Do Pass 7-0

PROPOSAL NO. 527, 2005 (Fiscal Ordinance) **F.O. 140, 2005** **28-0** **8:23 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillor Franklin  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: approves an increase of \$36,410 in the 2005 Budget of the Marion County Forensic Services Agency (State and Federal Grants Fund) to provide training and equipment for the firearms section, funded by a grant from the National Institute of Justice  
COMMITTEE ACTION:  
10/12/2005 Do Pass 8-0

PROPOSAL NO. 528, 2005 (Fiscal Ordinance) **F.O. 141, 2005** **28-0** **8:23 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillor Borst  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: approves an increase of \$500 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to appropriate the Indiana Supreme Court Foreign Language Interpreter Supplemental Grant for interpretive services for cases coming before the court  
COMMITTEE ACTION:  
10/12/2005 Do Pass 8-0

PROPOSAL NO. 529, 2005 (Fiscal Ordinance) **F.O. 142, 2005** **28-0** **8:23 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillors Borst and Randolph  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: approves an increase of \$48,178 in the 2005 Budget of the Marion County Superior Court (State and Federal Grants Fund) to appropriate the Victims of Crime Act Victim Assistance Grant for the provision of Court Appointment Special Advocate representation by Child Advocates  
COMMITTEE ACTION:  
10/12/2005 Do Pass 8-0

PROPOSAL NO. 530, 2005 (Fiscal Ordinance) **F.O. 143, 2005** **28-0** **8:23 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillors Borst and Randolph  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: approves an increase of \$124,351 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to appropriate a grant received from the Indiana Criminal Justice Institute for the continuing program of the Marion County Juvenile Drug Treatment Court  
COMMITTEE ACTION:  
10/12/2005 Do Pass 8-0

PROPOSAL NO. 531, 2005 (Fiscal Ordinance) **F.O. 144, 2005** **28-0** **8:23 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillor Borst  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: approves an increase of \$40,000 in the 2005 Budget of the Marion Superior Court (Supplemental Adult Probation Fees Fund) to purchase 19 computers for the probation department  
COMMITTEE ACTION:  
10/12/2005 Do Pass 8-0

PROPOSAL NO. 532, 2005 (Fiscal Ordinance) **F.O. 145, 2005** **28-0** **8:23 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillors Moriarty Adams and McWhirter  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: approves an increase of \$1,000,000 in the 2005 Budget of the Department of Public Safety, Fire Division (Federal Grants Fund), to pay for costs incurred by the Indiana Task Force One to support the following deployments: Hurricane Katrina (August 27-September 5), Hurricane Ophelia (September 10-17), and Hurricane Rita (September 21-27). The Urban Search and Rescue task force was deployed under the Federal Response Emergency Support Function 9 to assist with the potential destruction anticipated for each of these hurricanes, funded by the Federal Emergency Management Agency  
COMMITTEE ACTION:  
10/12/2005 Do Pass 8-0

PROPOSAL NO. 533, 2005 (Fiscal Ordinance) **F.O. 146, 2005** **28-0** **8:23 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillors Moriarty Adams and Randolph  
REFERRED TO: Public Safety and Criminal Justice Committee  
DIGEST: approves an increase of \$4,085 in the 2005 Budget of the Department of Public Safety, Emergency Management Division (Non-Lapsing Federal Grants Fund), to support the Community Emergency Response Team (CERT) training program, funded by a grant from the US Department of Homeland Security  
COMMITTEE ACTION:  
10/12/2005 Do Pass 8-0

PROPOSAL NO. 536, 2005 (Fiscal Ordinance) **F.O. 147, 2005** **28-0** **8:27 P.M.**  
INTRODUCED: 10/10/2005 BY: Councillor Conley  
REFERRED TO: Public Works Committee  
DIGEST: approves an increase of \$144,300 in the 2005 Budget of the Department of Public Works, Engineering Division (Non-Lapsing Federal Grants Fund), to make sanitary sewer repairs in the area near Fall Creek and Shadeland Avenue, financed by a grant from the federal Environmental Protection Agency  
COMMITTEE ACTION:  
10/20/2005 Do Pass As Amended 8-0

## **XII. SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 253, 2005 (General Ordinance) **G.O. 101, 2005** **25-3** **8:39 P.M.**  
INTRODUCED: 05/23/2005 BY: Councillors Cockrum, Conley, Gray, Day, Keller, Pfisterer, Salisbury, Randolph, Nytes, McWhirter, Mahern and Mansfield  
REFERRED TO: Public Works Committee  
DIGEST: increases the stormwater user fee  
COMMITTEE ACTION:  
06/02/2005 Postpone until 6/23/2005 7-0  
06/23/2005 Tabled 6-0  
10/20/2005 Do Pass As Amended 8-0

PROPOSAL NO. 491, 2005 (General Ordinance) **G.O. 102, 2005** **UVV** **8:47 P.M.**  
INTRODUCED: 09/19/2005 BY: Councillor Cain  
REFERRED TO: Public Works Committee  
DIGEST: authorizes multi-way stops at the intersection of Clearvista Drive and on Clearvista Parkway and Clearvista Way (District 5)  
COMMITTEE ACTION:  
10/20/2005 Do Pass 8-0

PROPOSAL NO. 495, 2005 (General Ordinance) **G.O. 106, 2005** **27-0** **8:50 P.M.**  
INTRODUCED: 09/19/2005 BY: Councillor Cain  
REFERRED TO: Rules and Public Policy Committee  
DIGEST: amends the Code and adds a new section in Chapter 451 to restrict the possession and discharge of weapons on reservoirs or property of the Board of Waterworks  
COMMITTEE ACTION:  
09/20/2005 Postponed 5-0  
10/11/2005 Took no action  
10/19/2005 Do Pass As Amended 6-0

PROPOSAL NO. 516, 2005 (Fiscal Ordinance) **F.O. 151, 2005** **27-0** **8:55 P.M.**

INTRODUCED: 10/10/2005 BY: Councillors Sanders and McWhirter

REFERRED TO: Administration and Finance Committee

DIGEST: approves a transfer of \$63,563 in the 2005 Budget of Voters Registration (County General Fund) to pay unexpected shortfalls in personal services and capital outlays, financed by a transfer between characters

COMMITTEE ACTION:

10/18/2005 Do Pass 5-0

PROPOSAL NO. 522, 2005 (Fiscal Ordinance) **F.O. 148, 2005** **28-0** **8:53 P.M.**

INTRODUCED: 10/10/2005 BY: Councillors Moriarty Adams and Talley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$1,708 in the 2005 Budget of the Marion County Sheriff's Department (State and Federal Grants Fund) to assist with salaries for two crime prevention deputies, which planned expenditure will deplete Block Grant 8 received from the Department of Justice

COMMITTEE ACTION:

10/12/2005 Do Pass 6-0

PROPOSAL NO. 525, 2005 (Fiscal Ordinance) **F.O. 149, 2005** **28-0** **8:53 P.M.**

INTRODUCED: 10/10/2005 BY: Councillor Franklin

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$10,000 in the 2005 Budget of the Marion County Forensic Services Agency (County General Fund) to pay for repair to a van damaged in an accident where the at-fault driver did not have insurance

COMMITTEE ACTION:

10/12/2005 Do Pass As Amended 8-0

PROPOSAL NO. 526, 2005 (Fiscal Ordinance) **F.O. 150, 2005** **28-0** **8:53 P.M.**

INTRODUCED: 10/10/2005 BY: Councillor Franklin

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$8,127 in the 2005 Budget of the Marion County Forensic Services Agency (State and Federal Grants Fund) to transfer funds from supplies to contractual services and equipment for the DNA Enhancement project associated with a grant the Indiana State Police received from the National Institute of Justice

COMMITTEE ACTION:

10/12/2005 Do Pass 8-0

PROPOSAL NO. 535, 2005 (General Ordinance) **G.O. 107, 2005** **24-3** **9:12 P.M.**

INTRODUCED: 10/10/2005 BY: Councillors Conley, Keller, Mansfield and Moriarty Adams

REFERRED TO: Public Works Committee

DIGEST: amends the Code with regards to sewer rates and charges to better describe the permitting process and provide recovery of fees which will support the operation, maintenance and improvement of the sanitary sewer collection system and advanced wastewater treatment plants

COMMITTEE ACTION:

10/20/2005 Do Pass 8-0

PROPOSAL NO. 537, 2005 (Special Resolution)    **S.R. 79, 2005**            **24-0**            **9:14 P.M.**  
INTRODUCED: 10/10/2005    BY: Councillors Conley and Mahern  
REFERRED TO: Public Works Committee  
DIGEST: authorizes the Office of Environmental Services to apply for grant assistance from the Indiana Department of Environmental Services (IDEM) to assist in funding the disposal costs associated with the City's household hazardous waste program known as Tox-Drops  
COMMITTEE ACTION:  
10/20/2005 Do Pass 8-0

PROPOSAL NO. 538, 2005 (General Ordinance)    **G.O. 103, 2005**            **UVV**            **8:47 P.M.**  
INTRODUCED: 10/10/2005    BY: Councillor Randolph  
REFERRED TO: Public Works Committee  
DIGEST: authorizes intersection controls for the Brookfield Village Subdivision (District 1)  
COMMITTEE ACTION:  
10/20/2005 Do Pass 8-0

PROPOSAL NO. 539, 2005 (General Ordinance)    **G.O. 104, 2005**            **UVV**            **8:47 P.M.**  
INTRODUCED: 10/10/2005    BY: Councillor Langsford  
REFERRED TO: Public Works Committee  
DIGEST: authorizes intersection controls for the Hidden Lakes Subdivision, Section 1 (District 21)  
COMMITTEE ACTION:  
10/20/2005 Do Pass 8-0

PROPOSAL NO. 540, 2005 (General Ordinance)    **G.O. 105, 2005**            **UVV**            **8:47 P.M.**  
INTRODUCED: 10/10/2005    BY: Councillor Plowman  
REFERRED TO: Public Works Committee  
DIGEST: authorizes intersection controls for the Wildcat Run Subdivision, Section 16 (District 25)  
COMMITTEE ACTION:  
10/20/2005 Do Pass 8-0